

**BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

In re Application of:

Ian D. McRury et al.

Confirmation No. 3998

Application No. 10/024,625

Art Unit: 3731

Filed: December 18, 2001

Examiner: Darwin P. Erez

For: SUTURE WELDING SYSTEM AND METHOD



Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**FEE TRANSMITTAL AND REQUEST FOR REFUND**

Dear Sir:

Applicant hereby applies the large entity appeal brief fee in the amount of \$510.00 previously paid with the Appeal Brief filed on December 13, 2007 for the filing of the 2<sup>nd</sup> Appeal Brief on December 8, 2008, and since the appeal brief fee has now increased to \$540.00, authorizes the payment of the difference in the amount of \$30.00 from the overpayment described below.


Since Applicant incorrectly paid a \$540.00 notice of appeal fee with the 2<sup>nd</sup> Notice of Appeal filed in this application on October 9, 2008 when only a \$30.00 fee increase was due, Applicant requests that the \$30.00 appeal brief fee now due be subtracted from the \$510.00 amount overpaid with the 2<sup>nd</sup> Notice of Appeal.

Therefore, after applying the two \$30.00 amounts (\$60.00) correctly due for the latest Notice of Appeal and Appeal Brief, Applicant hereby requests a refund in the amount of \$480.00 for over payment of the fee in the amount \$540.00 which was incorrectly paid for the filing of the 2<sup>nd</sup> Notice of Appeal on October 9, 2008.

The Director is hereby authorized to charge/credit the amounts owed/due for the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 141449, under Order No. 22956-71.

Dated: December 9, 2008

Respectfully submitted,

By:   
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Ronald E. Cahill  
Registration No. 38,403  
NUTTER MCCLENNEN & FISH LLP  
World Trade Center West  
155 Seaport Boulevard  
Boston, Massachusetts 02210-2604  
(617) 439-2000  
(617) 310-9000 (Fax)  
Attorney for Applicant